

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION**

**SUSIE PIERCE STEWART**

**PLAINTIFF**

**VS.**

**CIVIL ACTION NO. 3:03CV1222WS**

**J. STEPHEN SMITH, TRUSTEE FOR and on  
behalf of THE BOARDWALK LOUNGE, INC., and  
WESTERN HERITAGE INSURANCE COMPANY**

**DEFENDANT**

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**RULE 58 JUDGMENT**

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For the reasons stated in the Court's order dated January 5, 2007, the above styled and numbered cause is dismissed without prejudice.

This the 11th day of January, 2007.

**s/ HENRY T. WINGATE**

**CHIEF UNITED STATES DISTRICT JUDGE**